IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: ANTHONY R. ROTHSCHILD

Serial No.: 09/755,541

Art Unit: 3622

Filed: January 5, 2001

Examiner: Jeffrey D. Carlson

Title: SYSTEM AND METHOD FOR ADDING AN ADVERTISEMENT TO A PERSONAL

COMMUNICATION

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed August 10, 2009, rejecting Claims 62, 65, 68-70, 73, 75-77,

81. 84, 86-90 and 92-95.

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The item(s) checked below are appropriate:

1. \underline{X} A petition and fee for extension of term for reply to the final rejection is attached.

2. X Appeal fee

___ other than a small entity

X small entity

Payment

X The Commissioner of Patents is authorized to charge \$335 for a one-month extension of time (\$65), extending to December 10, 2009, the period for response to the Office Action dated August 10, 2009, and for the filing of a Notice of Appeal (\$270), and any shortage in fees due in the connection with the filing of this paper, including extension of time fees, to Deposit Account No. 50-0639.

Respectfully submitted,

Date: December 10, 2009

Todd E. Fitzsimmons Attorney for Applicants Registration No. 44,683

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